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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/677,823	10/01/2003	Altii Vetelainen	857.0013.U1(US)	9794
29683 7590 04/04/2008 HARRINGTON & SMITH, PC 4 RESEARCH DRIVE SHELTON, CT 06484-6212				
EXAMINER BURGEISS, BARBARA N				
ART UNIT 2157		PAPER NUMBER		
MAIL DATE 04/04/2008		DELIVERY MODE PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

# Office Action Summary

**Application No.**

10/677,823

**Applicant(s)**

VETELAINEN, ALTTI

**Examiner**

BARBARA N. BURGESS

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 17 January 2008.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-11 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-946)
- 3) ☐ Information Disclosure Statement(s) (PTO/SE/US)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

### DETAILED ACTION

This Office Action is in response to Request for Continuation Examination filed January 17, 2008. Claims 1-11 are presented for further examination.

#### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-11 are rejected under 35 U.S.C. 102(e) as being anticipated by Bishop et al. (hereinafter "Bishop", US Patent Publication 2005/0187883 A1).

As per claim 1, Bishop discloses a method comprising:

- examining by an application stored on an Internet terminal which standards an Internet page opened on a display screen of a terminal supports a standard according to a wallet program of the terminal (paragraph [0058, 0062, 0086-0087]);
- responsive to the examining, determining that a standard according to a wallet program of the terminal is one of the supported standards (paragraphs [0084, 0086])
- and if the wallet program is supported standard, displaying a wallet icon on the display screen of the terminal for indicating to the user that the user can use the wallet program (paragraphs [0066, 0084, 0087]);

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- starting the wallet program from said displayed wallet icon (paragraph [0068, 0087-0088]).

As per claim 2, Bishop discloses a method according to claim 1 wherein said wallet program is a wallet program complying with the ECML (Electronic Commerce Modeling Language) standard (paragraph [0078]).

As per claim 3, Bishop discloses a method according to claim 1 wherein the wallet program is started for transferring account transaction information, such as payment card information, from the buyer to a vendor's Internet page (paragraph [0068]).

As per claim 4, Bishop discloses a terminal comprising:

- A display screen (paragraph [0064]);
- an Internet browser program (paragraph [0065]);
- wallet program for storing information in electronic form on the terminal and for transferring information from the terminal to an Internet page opened on the display screen of the terminal (paragraphs [0064, 0084-0085];
- wherein the terminal further includes an application for examining which standards are supported by an Internet page opened on the display screen of the terminal and responsive to the supported standards including a standard supported by the wallet program, indicating to the user that the user can use the wallet program by displaying a wallet icon on the display screen and further enabling the user to open

the wallet program by pressing the displayed wallet icon (paragraphs [ , 0087-0088]).

As per claim 5, Bishop discloses a terminal according to claim 4 wherein said wallet program is a wallet program complying with the ECML (Electronic Commerce Modeling Language) standard (paragraph [0078]).

As per claim 6, Bishop discloses a terminal according to claim 4 wherein said terminal is a wireless terminal such as a mobile phone (paragraph [0063]).

As per claim 7, Bishop discloses a terminal according to claim 4 wherein said application is part of the Internet browser software of the terminal (paragraph [0065]).

As per claim 8, Bishop discloses an application at an Internet terminal having an Internet browser program and wallet program for storing information in electronic form on the terminal and for transferring information from the terminal to an Internet page opened on the display screen of the terminal, said application comprising

- a means for examining which standards an Internet page opened on the display screen of the terminal supports (paragraph [0087]),
- means for determining if a wallet program standard is one of the supported standards (paragraph [0086]);
- a means for indicating to a user, responsive to the means for determining that the wallet program is a supported standard that the user can use the wallet program with

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the Internet page by displaying a wallet icon on the display screen and further enabling the user to open the wallet program by pressing the displayed wallet icon (paragraph [0068, 0087-0088]).

As per claim 9, Bishop discloses an application according to claim 8, wherein said wallet program is a wallet program complying with the ECML (Electronic Commerce Modeling Language) standard (paragraph [0078]).

As per claim 10, Bishop discloses an application according to claim 8 further comprises means for enabling and disabling the application (paragraph [0064]).

As per claim 11, Bishop discloses an application according to claim 8 comprising a part of the Internet browser software of the terminal (paragraph [0062, 0066]).

**The Office notes the following argument(s):**

- (a) Bishop's apparatus which does the comparing has no knowledge of standards the web page does or does not support.
  - (b) In Bishop an Internet page is not examined to determine which standards it supports but rather a mere comparison is made.
3. Applicant's arguments filed have been fully considered but they are not persuasive.

**In response to:**

(a)-(b) Bishop teaches an activator application on the user's computer monitoring the URL (Internet page) as the user browses to determine if the site is a supported site, type of supported site, and responding appropriately to inform the user.

The claim language does not examine the Internet page, but examines which standards are supported. In Bishop, the activator application examines a list of URLs and compares the displayed URL with the list to determine if the URL is listed meaning that it supports the wallet program (paragraphs [0084-0086]).

The specification does not explain, describe, or disclose the process of any other standard being examined, checked, recognized, or determined other than that of the Internet standard ECML used by the wallet program.

If Applicant feels that other standards are examined for support by the Internet page, Examiner requests that Applicant show where in the specification is this process described in detail and explained.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to BARBARA N. BURGESS whose telephone number is (571)272-3996. The examiner can normally be reached on M-F (8:00am-4:00pm).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on (571) 272-4001. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Barbara N Burgess/  
Examiner, Art Unit 2157

Barbara N Burgess  
Examiner  
Art Unit 2157

March 29, 2008

/Ario Etienne/

Supervisory Patent Examiner, Art Unit 2157